

SIKKIM



GOVERNMENT

GAZETTE

**EXTRAORDINARY
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No. 560

**GOVERNMENT OF SIKKIM
LAW AND PARLIAMENTARY AFFAIRS DEPARTMENT
GANGTOK**

No. 458/LD/2019

Date: 15/11/2019

NOTIFICATION

In exercise of powers conferred by section 42 of the Sikkim Lokayukta Act, 2014 (6 of 2014), the State Government hereby makes the following rules further to amend the Sikkim Lokayukta Rules, 2014, namely:-

**Short title and
commencement**

1. (1) These rules may be called the Sikkim Lokayukta (Amendment) Rules, 2019.
- (2) They shall be deemed to have come into force on the 5th day of March, 2014.

**Amendment of
rule 3**

2. In the Sikkim Lokayukta Rules, 2014 (hereinafter referred to as the "said rules", in rule 3,-
 - (1) for sub-rule (1), the following shall be substituted, namely:-
"The State Government shall provide a Secretary to the Lokayukta either by way of transfer on deputation or appointment as the case may be.";
 - (2) sub-rule (2) shall be omitted;
 - (3) sub-rule (3) shall be omitted;
 - (4) in first proviso to sub-rule (5), for the words "may be prescribed by the Chairperson of the Lokayukta in this regard", the words "specified in sub-section (6) of section 9 of the Act" shall be substituted;
 - (5) sub-rule (7) shall be omitted.

**Amendment of
rule 5**

3. In the said rules, in rule 5, in sub-rule (3), for the words "such as may be prescribed by the Chairperson of the Lokayukta", the words "as prescribed by the Law Officers (Terms and Conditions) Rules, 1995." shall be substituted.

**Amendment of
rule 6**

4. In rule 6, -

- (1) for existing sub-rule (1), the following shall be substituted, namely :-
“(1) The Lokayukta shall be provided with such number of officers and staff by the State Government in consultation with the Chairperson, as may be required for effectively running the establishment.”;
- (2) for sub-rule (2), the following shall be substituted, namely,-
“(2) The officers and staff whether on deputation or otherwise, shall be governed by the service rules as are applicable to the State Government employees.”;
- (3) sub-rule (3) shall be omitted.

**Amendment of
rule 13**

5. In the said rules, for rule 13, the following shall be substituted, namely:-

“Annual Report

13. It shall be the duty of the Lokayukta to present annually to the Governor a report on the work done by the Lokayukta and on receipt of such report the Governor shall cause a copy thereof together with a memorandum explaining, in respect of the cases, if any, where the advice of the Lokayukta was not accepted, the reason for such non-acceptance to be laid before the Sikkim Legislative Assembly.”

**LR-cum-Secretary,
Law Department.**